

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND (Baltimore)**

IN RE MUTUAL FUNDS
INVESTMENT LITIGATION

MDL 1586

IN RE COLUMBIA

04-md-15863-02

ROGER KELSO, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

Civil Action No: 04-cv-01157-JFM

COLUMBIA ACORN TRUST and
COLUMBIA WANGER ASSET
MANAGEMENT, LP,

Defendants.

NOTICE OF DISMISSAL

Plaintiff, Roger Kelso, by his attorneys, pursuant to Rule 41 (a) (1) of the Federal Rules of Civil Procedure, voluntarily dismisses Count II and Count III of his complaint without prejudice.

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CERTIFICATE OF SERVICE

I certify that on this 11th, day of August, 2004, I electronically filed the above NOTICE OF DISMISSAL with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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